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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201495
Party	Plaintiff Viking Range Corporation
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Date	02/14/2012
Attachments	V003 OPP6P VIKING Opposition No 91201495.pdf (4 pages)(108454 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matters of Trademark Application Serial No. 85/133,747

Mark: VIKING

Trademark Registration No. 3,326,880

Mark: VIKING

Viking Range Corporation,

Opposer,

v.

Viking River Cruises (Bermuda) Ltd.,

Applicant.

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Opposition No. 91201495

ANSWER TO COUNTERCLAIM

Opposer Viking Range Corporation (“Opposer”), answers the Counterclaim filed by Applicant, Viking River Cruises (Bermuda) Ltd. (“Applicant”) as follows, stating that all allegations not specifically admitted are denied:

1. Opposer incorporates by reference its claims in paragraphs 1 through 19 of its Notice of Opposition as if fully set forth herein. To the extent Paragraph 20 contains any allegations, Opposer denies all such allegations.

2. Opposer admits that Applicant purports to state a claim for cancellation of Opposer’s Registration No. 3,326,880 for the mark VIKING in Class 41 (the “VIKING Registration”). Opposer denies that cancellation is warranted and further denies that Applicant’s cancellation claim is valid.

3. Opposer admits the allegations in Paragraph 22.

4. Opposer admits the allegations in Paragraph 23.

5. Opposer is without knowledge or information sufficient to form a belief as to the truth of the allegation that Applicant began using its alleged VIKING mark prior to the filing date of the application that matured into the VIKING Registration and prior to Opposer's date of first use alleged in the VIKING Registration, and therefore denies same. Opposer denies that Applicant has priority over Opposer. Opposer further states that it has priority over Applicant for the VIKING mark in connection with cooking products and cooking services. Opposer denies that Applicant is entitled to cancellation of the VIKING Registration. Opposer denies the remaining allegations in Paragraph 24.

6. Opposer denies the allegations in Paragraph 25.

7. Opposer denies the allegations in Paragraph 26.

AFFIRMATIVE DEFENSES

1. The Counterclaim, on one or more counts, fails to state a claim upon which relief may be granted.

2. Without admitting that the Counterclaim states a claim, Applicant has not sustained any damage from the VIKING Registration and Applicant will not sustain any damage, injury or prejudice as a result of the VIKING Registration and, therefore, the relief prayed for in the Counterclaim cannot be granted.

3. Opposer began using its VIKING mark with cooking products and cooking services, including, but not limited to, educational and entertainment services, namely, conducting a cooking school and providing cooking classes and demonstrations prior to Applicant's alleged first use of its alleged VIKING mark. Upon information and believe, Applicant has never used its alleged VIKING mark in commerce in the United States. Therefore, Opposer has priority over Applicant.

4. Opposer reserves the right to assert additional defenses based on information learned or obtained during discovery in this opposition.

WHEREFORE, Opposer requests that judgment be entered in its favor, that Applicant's Counterclaim be dismissed with prejudice, and that Opposer's Opposition be granted.

This 14th day of February, 2012.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sarah Anne Keefe", is written over a horizontal line.

Sarah Anne Keefe

Marcy L. Sperry

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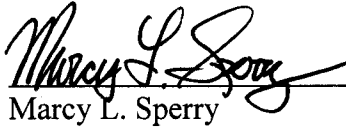
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Attorneys for Opposer, Viking Range Corporation

CERTIFICATE OF MAILING

I do hereby certify that on February 14, 2012, I filed via electronic means (ESTTA) this ANSWER with the:

U.S. Patent and Trademark Office
Trademark Trial and Appeal Board
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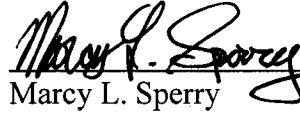


Marcy L. Sperry

CERTIFICATE OF SERVICE

I do hereby certify that on February 14, 2012, I mailed by United States mail, first class postage prepaid, a true and correct copy of this ANSWER to:

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Marcy L. Sperry